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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 SUSAN CLOSSON,

11 Plaintiff,

12 v.

13 RECONSTRUCT COMPANY, *et al.*,

14 Defendants.

Case No. 2:11-CV-00146-KJD-LRL

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16 **ORDER**

17 Presently before the Court is Defendant Real Time Resolutions' Motion to Dismiss (#15).
18 Though the time for doing so has passed, Plaintiffs have failed to file any response in opposition to
19 Defendant Real Time's motion to dismiss. Therefore, in accordance with Local Rule 7-2(d) and
good cause being found, the Court grants the motion to dismiss.

20 Defendant Real Time Resolutions ("Real Time") services a second mortgage, Home Equity
21 Line of Credit ("HELOC"). The HELOC is never identified or mentioned in Plaintiffs' complaint.
22 The complaint relates exclusively to the first mortgage. Though the complaint asserts Real Estate
23 Settlement Practices Act ("RESPA") violations, there are no allegations involving Real Time, or the
24 HELOC. Furthermore, Real Time did not initiate the foreclosure proceedings or have any
25 involvement with them. In fact, the only allegation in the complaint concerning Real Time is an
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1 assertion that Real Time is a Texas corporation with a principal place of business in Texas.
2 Therefore, Defendant Real Time's motion to dismiss is granted.

3 Accordingly, IT IS HEREBY ORDERED that Defendant Real Time Resolutions' Motion to
4 Dismiss (#15) is **GRANTED**;

5 IT IS FURTHER ORDERED that the Clerk of the Court enter **JUDGMENT** for Defendant
6 Real Time Resolutions and against Plaintiffs.

7 DATED this 14th day of October 2011.

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11 Kent J. Dawson
United States District Judge

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